



**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of an utility or plant application
filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA).

| | |
|------------------------|--------------------|
| Application Number | 09/712,600 |
| Filing Date | November 14, 2000 |
| First Named Inventor | Victor T. Chen |
| Group Art Unit | 3762 |
| Examiner Name | Frances P. Oropeza |
| Attorney Docket Number | 279.492US1 |
| Customer No. | 21186 |

ITW RCE
3762

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application entitled METHOD AND APPARATUS FOR USING ATRIAL DISCRIMINATION ALGORITHMS TO DETERMINE OPTIMAL PACING THERAPY AND THERAPY TIMING.

Submission required under 37 C.F.R. § 1.114

1. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on .
2. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on .
3. ☒ An Amendment and Response Under 37 CFR § 1.116 (27 pgs.) is enclosed.
4. ☐ A new power of attorney (pages) is enclosed.
5. ☐ An Information Disclosure Statement is enclosed (pages).
 - a. Form(s) 1449
 - b. Copies of IDS Citations
6. ☒ Authorization to charge Deposit Account No. 19-0743 in the amount of \$790.00 to pay the RCE filing fee required under C.F.R. § 1.17(e).
7. ☒ **The Commissioner is hereby authorized to credit overpayments or charge any fees set forth in 37 CFR §§ 1.16 through 1.18 to Deposit Account No. 19-0743.**
8. ☒ A Petition for an Additional Two-Month Extension of Time in the prior application (1 pg.) is enclosed along with authorization to charge Deposit Account No. 19-0743 in the amount of \$840.00 to pay the extension fee.

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SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

By: Marvin L. Beekman
Atty: Marvin L. Beekman
Reg. No. 38,377

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Attn-Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 4 day of November, 2004.

Paula Suchy
Name

Paula Suchy
Signature

S/N 09/712,600

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Victor T. Chen et al.

Examiner: Frances Oropeza

Serial No.: 09/712,600

Group Art Unit: 3762

Filed: November 14, 2000

Docket: 279.492US1

Title:

METHOD AND APPARATUS FOR USING ATRIAL DISCRIMINATION
ALGORITHMS TO DETERMINE OPTIMAL PACING THERAPY AND
THERAPY TIMING



AMENDMENT & RESPONSE UNDER 37 C.F.R. 1.116

Commissioner for Patents

MS: RCE

P.O. Box 1450

Alexandria, VA 22313-1450

This responds to the Final Office Action dated May 4, 2004 and the Advisory Action dated October 19, 2004.